



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashkenazi et al. Docket No.: 39780-2730P1C72  
Serial No.: 09/989,728 Group Art Unit: 1647  
Filing Date: November 20, 2001 Examiner: Hamud, Fozia  
For: **NUCLEIC ACIDS TO PRO1387 POLYPEPTIDES**  
**EXPRESS MAIL LABEL NO.: EL 977 611 065 US**  
**MAILING DATE: January 7, 2005**

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

**MS: AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy is provided of each foreign patent, each publication other than U.S. patents and U.S. patent application publications, and each cited pending unpublished U.S. application with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
  - ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
  - ☐ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
  - ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

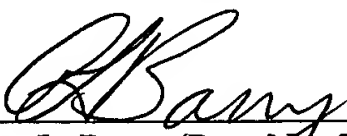
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- ☒ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
- ☐ a certification as specified in §1.97(e) is provided below; or
- ☒ a fee of **\$180.00** as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
- A. a certification as specified in §1.97(e) is completed below; and
- B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
- C. a fee of \$180.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of **\$180.00** and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. **08-1641 (Attorney's Docket No. 39780-2730P1C72)**.

Respectfully submitted,

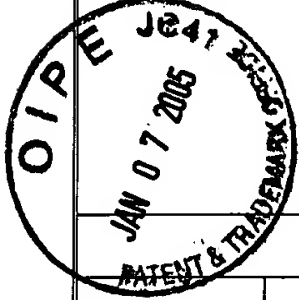
Dated: January 7, 2005

By:   
Anna L. Barry (Reg. No. 51,436)

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<b>INFORMATION DISCLOSURE STATEMENT</b>  <b>PTO-1449</b>			<b>ATTY. DOCKET NO.:</b> <b>39780-2730P1C72</b>		<b>SERIAL NO.:</b> <b>09/989,728</b>	
			<b>APPLICANT : Avi J. ASHKENAZI, et al.</b>			
			<b>FILING DATE: November 20, 2001</b>		<b>GROUP: 1647</b>	
<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
<b>FOREIGN PATENT DOCUMENTS</b>						
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						<div style="display: flex; justify-content: space-around;"> <span>YES</span> <span>NO</span> </div>
						<div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> <input type="checkbox"/> </div>
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>						
	Dayhoff, Accession No.: P_AAB65287, WO 200073454-A1, Pub Date: December 7, 2000, A. J. Ashkenazi, et al.					
	Dayhoff, Accession No : P_AAU12431, WO 200140466-A2, Pub Date: June 7, 2001, K. P. Baker, et al.					
	Dayhoff, Accession No.: AAM40646, WO 200153312-A1, Pub Date: July 26, 2001, Y. T. Tang, et al.					
	Dayhoff, Accession No.: P_AAM38860, WO 200153312-A1, Pub Date: July 26, 2001, Y. T. Tang, et al.					
	Dayhoff, Accession No.: P_AAY66764, WO 9963088-A2, Pub Date: December 9, 1999, K. Baker, et al.					
	Dayhoff, Accession No.: P_AAY94452, WO 200029574-A2, Pub Date: May 25, 2000, M. G. Walker, et al.					
	Dayhoff, Accession No.: P_AAB24433, WO 200032221-A2, Pub Date: June 8, 2000, A. J. Ashkenazi, et al.					
	Dayhoff, Accession No.: P_AAB33454, WO 200053758-A2, Pub Date: September 14, 2000, A. J. Ashkenazi, et al.					
	Dayhoff, Accession No.: P_AAY73371, WO 9957144-A2, Pub Date: November 11, 1999, J. L. Hillman, et al.					
	GenBank, Accession No.: P_AAF44256, WO 200073454-A1, Pub Date: December 7, 2000, A. J. Ashkenazi, et al.					
	GenBank, Accession No.: P_AAS21503, WO 200140466-A2, Pub Date: June 7, 2001, K. Baker, et al.					
	GenBank, Accession No.: P_AAZ65110, WO 9963088-A2, Pub Date: December 9, 1999, K. Baker, et al.					
	GenBank, Accession No.: P_AAA77683, WO 200032221-A2, Pub Date: June 8, 2000, A. J. Ashkenazi, et al.					
	GenBank, Accession No.: P_AAC58619, WO200053758-A2, Pub Date: September 14, 2000, A. J. Ashkenazi, et al.					
	GenBank, Accession No.: P_AAA27133, WO 200029574-A2, Pub Date: May 25, 2000, M. G. Walker, et al.					
	GenBank, Accession No.: P_AAI59802, WO 200153312-A1, Pub Date: July 26, 2001, Y. T. Tang, et al.					
EXAMINER			DATE CONSIDERED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>		
	GenBank, Accession No.: P_AAZ52456, WO 9957144-A2, Pub Date: November 11, 1999, J. L. Hillman, et al.	
	GenBank, Accession No.: P_AAI58016, WO 200153312-A1, Pub Date: July 26, 2001, Y. T. Tang, et al.	
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